



PTO/SB/31 (07-06)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 57094(71526)
In re Application of Masahiro Sakanaka et al.		
Application Number 10/070,209-Conf. #9390		Filed July 12, 2002
For BRAIN CELL - OR NERVE CELL-PROTECTING AGENTS COMPRISING MEDICINAL GINSENG		
Art Unit 1655		Examiner P. A. Leith
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.		
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))		\$ 500.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____		
<input type="checkbox"/> A check in the amount of the fee is enclosed.		
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.		
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.		
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 04-1105. I have enclosed a duplicate copy of this sheet.		
<input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.		
I am the		
<input type="checkbox"/> applicant /inventor.		
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)		
<input type="checkbox"/> attorney or agent of record.		
Registration number _____ (617) 439-4444		
<input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34.		
Registration number if acting under 37 CFR 1.34. 34,558		Telephone number _____
		Date September 13, 2006
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.		
<input type="checkbox"/> *Total of 1 forms are submitted.		

09/18/2006 RMEBRAHT 00000053 041105 10070209

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